

## THE STATE OF NEVADA

### PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: SOMERSETT DEVELOPMENT COMPANY, LTD.  
Source: UNDERGROUND  
Basin: TRUCKEE CANYON SEGMENT  
Manner of Use: QUASI-MUNICIPAL  
Period of Use: January 1st to December 31st  
Priority Date: 04/05/1979

NEW PRIORITY DATE:  
NOV 15 2011

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#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 37723 is issued subject to the terms and conditions imposed in said Permit 37723 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 76479, 76480 and 76481 shall not exceed 100 acre-feet annually.

The total combined duty of water from this well under Permits 67235 and 76481 shall not exceed 256.011 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(Continued on Page 2)

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.301 cubic feet per second or 100.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

**September 17, 2009**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

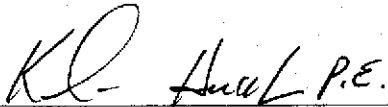
**September 17, 2014**

Map in support of proof of beneficial use shall be filed on or before:

**N/A**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of **December**, A.D. **2008**


  
\_\_\_\_\_  
for State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**llb** ~~CANCELLED NOV 07 2011 BECAUSE OF  
FAILURE OF APPLICANT TO COMPLY WITH  
THE PROVISIONS OF PERMIT  
 P.E. STATE ENGINEER  
Plan. Rescinded 4-18-2012~~

Serial No. **76481**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office **NOV 14 2007** NEW PRIORITY DATE:  
NOV 15 2011

Returned to applicant for correction

Corrected application filed Map filed **NOV 07 2003** under 70613

The applicant **Somerset Development Company, Ltd., c/o Blake Smith**

**Post Office Box 34360** of **Reno**  
Street and No. or P.O. Box No. City or Town

**Nevada 89533** hereby make s application for permission to change the  
State and Zip Code No.

**Point of Diversion and Place of Use of a portion**

of water heretofore appropriated under **Permit No 37723**  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

and identify right in Decree.

1. The source of water is **Underground**  
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed **100.00 afa; pro-rata share of diversion rate.**  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **quasi-municipal, domestic**  
Irrigation, poser, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for **quasi-municipal, domestic**  
If for stock, state number and kind of animals.

5. The water is to be diverted at the following point **within the SE1/4 SW1/4 of Section 2, T19N,**  
Describe as being within a 40-acre subdivision of public survey and by course

**R18E, MDM, from which the NW corner of Section 3, T19N, R18E, MDM,**  
and distance to a section corner. If on unsurveyed land, it should be stated.

**bears N 52° 41' 22" W, a distance of 8,627.30 feet. Map filed under Permit No. 70613.**

**Also known as Well #3.**

6. The existing point of diversion is located within **the NE1/4 NE1/4 of Section 15, T19N, R18E, MDM, or at**  
If point of diversion is not changed, do not answer.

**a point from which the NE corner of said Section 15 bears, N 75° 40' E,**

**a distance of 1,200.00 feet. Refer to Map under Permit No. 35750.**

9/11/07

7. Proposed place of use

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

Portions of the following Sections: S1/2 Section 1, Section 2, Section 3, Section 10, Section 11,

Section 12 and N1/2 NE1/4 of Section 13, T19N, R18E, MDM and the SE1/4 SE1/4 Section 35,

T20N, R18E, MDM. Refer to Map filed under Permit No. 70613.

8. Existing place of use in Section 11: NW1/4NW1/4, S1/2NW1/4, SW1/4, NW1/4SE1/4, S1/2SE1/4;

14:

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of

Section NW1/4, N1/2NE1/4, SW1/4NE1/4, N1/2SW1/4; Section 15: E1/2NE1/4, NE1/4SE1/4, all in use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

T19N, R18E, MDM, excluding those portions of the SW1/4NE1/4, SE1/4NW1/4, NE1/4SW1/4,

NW1/4SW1/4, of Section 14, and the NE1/4SE1/4 of Section 15 located south of the southerly

right of way of Interstate Highway 80.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Existing drilled and cased Well equipped with pump, motor,

State manner in which water is to be diverted, i.e. diversion structure, ditches,

totalizing meter and pumpline to Place of Use.

pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works None - Existing

13. Estimated time required to construct works None - Existing

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 10 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The total combined duty of 37721, 37722 & 37223 is 100.00 afa.

2007 NOV 14 AM 10:07

STATE ENGINEERS OFFICE

By

Signature of Agent, Michael D. Buschelman

Post Office Box 51371

Street and No., or P.O. Box No.

Sparks, Nevada 89435

City, State, Zip Code No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION

(O)-1583A (Rev. 10-95)